

2005 BILL

Regen

1 AN ACT *to amend* 121.905 (3) (b) 1. and 121.91 (4) (f) 1.; and *to create* 121.105
2 (2) (c), 121.905 (3) (b) 3., 121.91 (2m) (r) 3. and 121.91 (2m) (r) 4. of the statutes;
3 **relating to:** the eligibility for special adjustment aid and the calculation of
4 revenue limits when territory is detached from one school district and attached
5 to another or when territory is detached from one or more school districts to
6 create a new school district.

Analysis by the Legislative Reference Bureau

Under current law, a school district is guaranteed to receive in each school year at least 85 percent of the amount of state aid that it received in the previous school year. The additional aid is called special adjustment aid.

Current law also increases a school district's revenue limit, if the average enrollment of the school district in the current and ^{two} preceding school years is less than the average enrollment in the ^{three} previous school years, by the additional amount that would have been calculated had the decline in enrollment been 25 percent of what it was.

This bill provides that if territory is detached from one or more school districts either to create a new school district or to attach the territory to another school district, none of the school districts affected by the reorganization are eligible for special adjustment aid or for the revenue limit increase described above in the school year in which the reorganization takes effect.

BILL

The bill also revises the method for calculating the revenue limit of a school district affected by a reorganization described above for the three years immediately following the effective date of the reorganization.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 121.105 (2) (c) of the statutes is created to read:

2 121.105 (2) (c) Notwithstanding par. (am), in the school year in which a school
3 district reorganization takes effect under s. 117.105 or 117.11, no school district
4 affected by the reorganization is eligible for aid under this subsection.

5 **SECTION 2.** 121.905 (3) (b) 1. of the statutes is amended to read:

6 121.905 (3) (b) 1. Except as provided under ~~subd.~~ subds. 2. and 3., divide the
7 result in par. (a) 1. by the sum of the average of the number of pupils enrolled in the
8 3 previous school years and the number of pupils enrolled who were school district
9 residents and solely enrolled in a special education program provided by a county
10 children with disabilities education board program in the previous school year.

11 **SECTION 3.** 121.905 (3) (b) 3. of the statutes is created to read:

12 121.905 (3) (b) 3. For a school district from which territory was detached either
13 to create a new school district under s. 117.105 or to attach to an adjoining school
14 district under s. 117.11, for the school year beginning with the effective date of the
15 reorganization, divide the result in par. (a) 1. by the average of the number of pupils
16 enrolled in the 3 previous school years; for the school year beginning on the first July
17 1 following the effective date of the reorganization, divide the result in par. (a) 1. by
18 the number of pupils enrolled in the previous school year; and for the school year
19 beginning on the 2nd July 1 following the effective date of the reorganization, divide

BILL

1 the result in par. (a) 1. by the average of the number of pupils enrolled in the 2
2 previous school years.

3 **SECTION 4.** 121.91 (2m) (r) 3. of the statutes is created to read:

4 121.91 (2m) (r) 3. Notwithstanding par. (e), if territory is detached from a
5 school district either to create a new school district under s. 117.105 or to attach to
6 an adjoining school district under s. 117.11, the revenue limit under this section of
7 the school district from which territory is detached for the school year beginning with
8 the effective date of the reorganization shall be determined as follows except as
9 provided in subs. (3) and (4):

10 a. Divide the result under s. 121.905 (3) (a) 1. by the average of the number of
11 pupils enrolled in the 3 previous school years.

12 b. Add an amount equal to the amount of revenue increase per pupil allowed
13 under this subsection for the previous school year multiplied by the sum of 1.0 plus
14 the allowable rate of increase under s. 73.0305 expressed as a decimal to the result
15 under subd. 3. a.

16 c. Multiply the result under subd. 3. b. by the number of pupils who in the
17 previous school year were enrolled in the school district and who did not reside in the
18 detached territory, or by the number of pupils enrolled in the school district in the
19 current school year, whichever is greater.

20 **SECTION 5.** 121.91 (2m) (r) 4. of the statutes is created to read:

21 121.91 (2m) (r) 4. If territory is detached from a school district either to create
22 a new school district under s. 117.105 or to attach to an adjoining school district
23 under s. 117.11, the following adjustments to the calculations under par. (e) apply to
24 the school from which territory is detached for the 2 school years beginning on the
25 July 1 following the effective date of the reorganization:

BILL**SECTION 5**

1 a. For the school year beginning on the first July 1 following the effective date
2 of the reorganization the number of pupils in the previous school year shall be used
3 under par. (e) 1. instead of the average of the number of pupils in the 3 previous school
4 years, and for the school year beginning on the 2nd July 1 following the effective date
5 of the reorganization the average of the number of pupils in the 2 previous school
6 years shall be used under par. (e) 1. instead of the average of the number of pupils
7 in the 3 previous school years.

8 b. For the school year beginning on the first July 1 following the effective date
9 of the reorganization the average of the number of pupils in the current and the
10 previous school years shall be used under par. (e) ~~3.~~^{4.} instead of the average of the
11 number of pupils in the current and the 2 preceding school years.

12 **SECTION 6.** 121.91 (4) (f) 1. of the statutes is amended to read:

13 121.91 (4) (f) 1. For the 1999–2000 school year or any school year thereafter,
14 if the average of the number of pupils enrolled in the current and the 2 preceding
15 school years is less than the average of the number of pupils enrolled in the 3 previous
16 school years, the limit otherwise applicable under sub. (2m) (e) is increased by the
17 additional amount that would have been calculated had the decline in average
18 enrollment been 25% of what it was. In the school year in which a school district
19 reorganization takes effect under s. 117.105 or 117.11, this subdivision does not apply
20 to any school district affected by the reorganization.

21 **SECTION 7. Initial applicability.**

22 (1) This act first applies to school district reorganizations that take effect on
23 July 1, 2006.

24 **(END)**

S:\dl\district creation

✓ **A. Special adjustment aid calculated using the ratio of retained pupils.**

Delete reference to s. 117.11.

Renumber par. (am) as par. (am) 1. and have it say except as provided in subd. (am) 2.

Create par. (am) 2. For a school district from which territory was detached to create a new school district under s. 117.105, for the school year beginning on the first July 1 following the effective date of the reorganization, if a school district would receive less in state aid in the current year than the amount determined subd. 2. a., its state aid for the current school year shall be increased to an amount equal to 85% of the amount determined under subd. a.

③ a. Add state aid that was received in the previous year and the adjustment, if any, made under s. 121.15(4)(b) in the current school year and multiply that sum by the result of dividing the number of pupils who in the previous school year were enrolled in the school district by the number of pupils who in the second previous school year were enrolled in the school district.

B. Add section explicitly dealing with school districts that have territory detached to create a school district.

Delete references to s. 117.11.

New section:

Insert as part of s. 121.905(3)(a)

✓ 3. For each school district from which territory was detached to create a school district under s. 117.105, for the school year beginning with the effective date of the reorganization, perform the following calculations:

a. Calculate the sum under subd. 1. for each of the school districts from which territory was detached to create the new school district.

b. For each of those school districts, divide the result in subd. 3. a. by the number of pupils enrolled in that school district in the previous school year.

c. For each of those school districts, multiply the result in subd. 3. b. by the number of pupils enrolled in that school district in the previous school year who did not reside in territory that was detached to create the new school district.

Replace Section 3, to create a different version of s. 121.905(3)(b) 3.

✓ 3. For a school district from which territory was detached to create a school district under s. 117.105, for the school year beginning with the effective date of the reorganization, divide the result in par. (a) 3. by the number of pupils who in the previous school year were enrolled in the school district and who did not reside in the detached territory; for the school year beginning on the first July 1 following the effective date of

the reorganization, divide the result in par. (a) 1. by the number of pupils in the previous school year; and for the school year beginning on the 2nd July 1 following the effective date of the reorganization, divide the result in par. (a) 1. by the average of the number of pupils in the 2 previous years.

Section 4 delete reference to s. 117.11.

Replace Section 5, lines 20 thru 25 with:

Insert as part of s. 121.91 (2m)

(s) 1. Notwithstanding par. (e), for a school district from which territory was detached to create a school district under s.117.105, its revenue limit under this section for the school year beginning with the effective date of the reorganization shall be determined as follows except as provided under subs. (3) and (4):

a. For each district, divide the result under s. 121.905 (3) (a) 3. by the number of pupils who in the previous school year were enrolled in each school district from which territory was detached and who did not reside in the detached territory.

b. Add an amount equal to the amount of revenue increase per pupil allowed under this subsection for the previous school year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal to the result under subd. 1.a.

c. Multiply the result under subd. 1 b. by the number of pupils who in the previous school year were enrolled in the school district and who did not reside in the detached territory, or by the number of pupils enrolled in the school district in the current school year, whichever is greater.

2. If a school district has territory detached to create a school district under s.117.105, the following adjustments to the calculations under par. (e) applies for the 2 school years beginning on the July 1 following the effective date of the reorganization:

Keep page 4, lines 1 thru 11.

C. For the section on declining enrollment, add provisions dealing with years 2 and 3

In section 6 relating to s. 121.91 (4) (f) 1.

Delete the reference to 117.11

Add the phrase:

For the school year beginning on the first July 1 following the effective date of a school district reorganization under s. 117.105, if the number of pupils enrolled in the current

*lot sch year:
neither old rd from
which terr. was detached
nor new rd. eligible?
both*

*which rd's?
only one from which
terr. is detached?
or all?
both*

school year is less than the number of pupils enrolled in the previous school year, the limit under sub. (2m)(e) is increased by the additional amount that would have been calculated had the decline in enrollment been 25% of what it was for any school district affected by the reorganization. For the school year beginning on the second July 1 following the effective date of a school district reorganization under s. 117.105, if the average of the number of pupils enrolled in the current and the preceding school year is less than the average of the number of pupils enrolled in the two preceding school years, the limit under sub. (2m)(e) is increased by the additional amount that would have been calculated had the decline in average enrollment been 25% of what it was for any school district affected by the reorganization.

alt ed incl. ed from which terr is detached,
but not the new ed.

By Monday
11/21

4

2005 BILL

Regen

regen.

- 1 AN ACT *to amend* 121.905 (3) (b) 1. and 121.91 (4) (f) 1.; and *to create* 121.105
- 2 (2) (c), 121.905 (3) (b) 3., 121.91 (2m) (r) 3. and 121.91 (2m) (r) 4. of the statutes;
- 3 *relating to: the eligibility for special adjustment aid and the calculation of*
- 4 *revenue limits when territory is detached from one school district and attached*
- 5 *to another or when territory is detached from one or more school districts to*
- 6 *create a new school district.*

Analysis by the Legislative Reference Bureau

Under current law, a school district is guaranteed to receive in each school year at least 85 percent of the amount of state aid that it received in the previous school year. The additional aid is called special adjustment aid.

Current law *also* increases a school district's revenue limit, if the average enrollment of the school district in the current and two preceding school years is less than the average enrollment in the three previous school years, by the additional amount that would have been calculated had the decline in enrollment been 25 percent of what it was.

This bill provides that if territory is detached from one or more school districts *either* to create a new school district *or* to attach the territory to another school district, none of the school districts affected by the reorganization are eligible for special adjustment aid or for the revenue limit increase described above in the school year in which the reorganization takes effect.

121.91
A

BILL

(w4) ^{This} ~~The~~ bill also revises the method for calculating the revenue limit of a school district affected by a reorganization described above for the three years immediately following the effective date of the reorganization.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 121.105 (2) (c) of the statutes is created to read:

121.105 (2) (c) Notwithstanding par. (am), in the school year in which a school district reorganization takes effect under s. 117.105 or ~~117.11~~, no school district affected by the reorganization is eligible for aid under this subsection.

SECTION 2. 121.905 (3) (b) 1. of the statutes is amended to read:

121.905 (3) (b) 1. Except as provided under ~~subd.~~ subds. 2. and 3., divide the result in par. (a) 1. by the sum of the average of the number of pupils enrolled in the 3 previous school years and the number of pupils enrolled who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education board program in the previous school year.

SECTION 3. 121.905 (3) (b) 3. of the statutes is created to read:

121.905 (3) (b) 3. For a school district from which territory was detached ~~either~~ to create a new school district under s. 117.105 ~~or to attach to an adjoining school district under s. 117.11~~, for the school year beginning with the effective date of the reorganization, divide the result in par. (a) ~~1~~ ^{3.} by the ~~average of the~~ number of pupils ~~enrolled in the 3 previous school years~~ for the school year beginning on the first July 1 following the effective date of the reorganization, divide the result in par. (a) ~~1~~ ^{3.} by the number of pupils enrolled in the previous school year; and for the school year beginning on the 2nd July 1 following the effective date of the reorganization, divide

who in the previous school year were enrolled in the school district and who did not reside in territory that was detached to create the new school district

BILL

the result in par. (a) ^{3.} ~~by~~ by the average of the number of pupils enrolled in the 2 previous school years.

SECTION 4. 121.91 (2m) ^(s) ~~(p) 3~~ of the statutes is created to read:

121.91 (2m) ^{(s) 1.} ~~(p) 3~~ Notwithstanding par. (e), if territory is detached from a school district ~~either~~ to create a new school district under s. 117.105 ~~or to attach to an adjoining school district under s. 117.11~~, the revenue limit under this section of the school district from which territory is detached for the school year beginning with the effective date of the reorganization shall be determined as follows except as provided in subs. (3) and (4):

a. Divide the result under s. 121.905 (3) (a) ^{3.} ~~by~~ by the average of the number of pupils ~~enrolled in the 3 previous school years.~~ ^{who in the previous school year were enrolled in the school district and who did not reside in territory that was detached}

b. Add an amount equal to the amount of revenue increase per pupil allowed ^{to create the new school district} under this subsection for the previous school year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal to the result under subd. ^{1.} ~~3~~ a.

c. Multiply the result under subd. ^{1.} ~~3~~ b. by the number of pupils who in the previous school year were enrolled in the school district and who did not reside in the detached territory, or by the number of pupils enrolled in the school district in the current school year, whichever is greater.

~~SECTION 5. 121.91 (2m) (p) 4. of the statutes is created to read:~~

^{2.} ~~121.91 (2m) (p) 4.~~ If territory is detached from a school district ~~either~~ to create a new school district under s. 117.105 ~~or to attach to an adjoining school district under s. 117.11~~ the following adjustments to the calculations under par. (e) apply to the school ^{district} from which territory is detached for the 2 school years beginning on the July 1 following the effective date of the reorganization:

BILL

SECTION 5

1 a. For the school year beginning on the first July 1 following the effective date
2 of the reorganization the number of pupils in the previous school year shall be used
3 under par. (e) 1. instead of the average of the number of pupils in the 3 previous school
4 years, and for the school year beginning on the 2nd July 1 following the effective date
5 of the reorganization the average of the number of pupils in the 2 previous school
6 years shall be used under par. (e) 1. instead of the average of the number of pupils
7 in the 3 previous school years.

8 b. For the school year beginning on the first July 1 following the effective date
9 of the reorganization the average of the number of pupils in the current and the
10 previous school year shall be used under par. (e) 4. instead of the average of the
11 number of pupils in the current and the 2 preceding school years.

12 SECTION 6. 121.91 (4) (f) 1. of the statutes is amended to read:

13 121.91 (4) (f) 1. ~~For~~ ^{Except as provided in subd. 1m, for} the 1999-2000 school year or any school year thereafter,
14 if the average of the number of pupils enrolled in the current and the 2 preceding
15 school years is less than the average of the number of pupils enrolled in the 3 previous
16 school years, the limit otherwise applicable under sub. (2m) (e) is increased by the
17 additional amount that would have been calculated had the decline in average
18 enrollment been 25% of what it was. In the school year in which a school district

19 reorganization takes effect under s. 117.105 or 117.11, this subdivision does not apply
20 to any school district affected by the reorganization.

4-20 → 21 SECTION 7. Initial applicability.

22 (1) This act first applies to school district reorganizations that take effect on
23 July 1, 2006.

24 (END)

(A)

(w/9) For a school district from which territory is detached to create a new school district, this bill revises the method for calculating special adjustment aid in the second and third school years after the reorganization takes effect using the ratio of retained pupils.

2-4:1

4
Section #. 121.105 (2) (am) of the statutes is renumbered 121.105(2)(am)1. and amended to read:

Except as provided in subd. 2, if
121.105 (2) (am) 1. ~~If~~ a school district would receive less in state aid in the current ^{school} year before any adjustment is made under s. 121.15 (4) (b) than an amount equal to 85% of the ^{amount} ~~sum~~ of the state aid that it received in the previous school year ^{as adjusted} ~~and the adjustment, if any, made~~ under s. 121.15 (4) (b) in the current school year, its state aid for the current school year shall be increased to an amount equal to 85% of the state aid received in the previous school year.

History: 1985 a. 29, 251; 1987 a. 27; 1989 a. 31, 114, 336; 1991 a. 39, 269; 1993 a. 16, 437; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 104.

2-4:2

SEC. CR; 121.105 (2) (am) 2.

121.105 (2) (am) 2. If a school district from

which territory was detached to create a

new school district under s. 117.105, would
receive lessⁱⁿ state aid in

the school year beginning on the first July 1

following the effective date of the reorganization

than the amount determined as follows, its

state aid in the school year beginning on the

first July 1 following the effective date of

the reorganization shall be increased to an

amount equal to 85^{percent} of the amount

determined as follows:

a. Add to the amount of state
aid that the school district received
in the previous school year the

2-4:3

a. Divide the school district's membership in the preceding school year by the school district's membership in the ^{2nd} ~~second~~ preceding school year. (1)

b. Multiply the ~~quotient under subd. 2 a.~~ by the amount of state aid received by the school district in the preceding school year, as adjusted ^{under} ~~under~~ s. 121.15 (4)(b) ⁱⁿ the current school year, by the ^{quotient} ~~quotient~~ under subd. 2. a.

2-4:4

Section #. 121.905 (3) (a) 1. of the statutes is amended to read:

121.905 (3) (a) 1. Except as provided under ~~subd. 2.~~ ^{subds.} calculate the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under s. 121.91 (4) (c), and the costs of the county children with disabilities education board program, as defined in s. 121.135 (2) (a) 2., for pupils who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education board in the previous school year. ^{and 3.}

History: 1995 a. 27; 1997 a. 27, 113, 164, 286; 1999 a. 9, 32; 2001 a. 16; 2003 a. 33; 2005 a. 25.

LPS:
from 121.905
(3) (a) 2.

2-4:5

CR: ✓ 3.
Section # 121.905 (3) (a) ~~3~~ of the statutes is created to read.

from which territory was detached
to create a new school district

3.
121.905 (3) (a) ~~2~~ For a school district created under s. 117.105, for the school year beginning with the effective date of the reorganization, perform the following calculations:

a. Calculate the sum under subd. 1. for each of the school districts from which territory was detached to create the new school district.

b. For each of those school districts, divide the result in subd. ~~2~~ ³ a. by the number of pupils enrolled in that school district in the previous school year.

c. For each of those school districts, multiply the result in subd. ~~2~~ ³ b. by the number of pupils enrolled in that school district in the previous school year who ~~resided~~ in territory that was detached to create the new school district.
did not reside

~~d. Calculate the sum of the amounts determined under subd. 2. c.~~

History: 1995 a. 27; 1997 a. 27, 113, 164, 286; 1999 a. 9, 32; 2001 a. 16; 2003 a. 33; 2005 a. 25.

4-20

SEC. CR; 121.91(4)(f) 1m.

121.91 (4)(f) 1m. If territory is detached

from a school district to create a new
school district under s. 117.105, all of thefollowing apply to the school district from which
territory was detached and to the new school district:

a. In the school year in which
the school district reorganization takes effect,
subd. 1. does not apply to ~~any school district~~
~~affected by the reorganization.~~

b. For the school year beginning on
the first July 1 following the effective date of
the school district reorganization, ^{if the number of pupils} enrolled in that
school year is less than
the number of pupils enrolled in the
previous school year, the limit otherwise
applicable under sub. (2m)(e) is increased by

7-25%

the additional amount that would have been calculated had the decline in enrollment been 25%^{percent} of what it was.

For the school year beginning on the ^{2nd} July 1 following the effective date of the c. If the average of the number of pupils enrolled in that school year and the previous school year is less than the average of the number of pupils enrolled in the ² previous school years^{sub}, the limit otherwise applicable under sub.

(2m)(e) is increased by the

additional amount that would have

been calculated had the decline in average enrollment been 25%^{percent} of what it was.

school district reorganization,

Feb. 1, a.m.

2005 BILL

vegan

1 **AN ACT** *to renumber and amend* 121.105 (2) (am); *to amend* 121.905 (3) (a) 1.,
2 121.905 (3) (b) 1. and 121.91 (4) (f) 1.; and *to create* 121.105 (2) (am) 2., 121.905
3 (3) (a) 3., 121.905 (3) (b) 3., 121.91 (2m) (s) and 121.91 (4) (f) 1m. of the statutes;
4 **relating to:** the calculation of a school district's special adjustment aid and
5 revenue limit when territory is detached from one or more school districts to
6 create a new school district.

Analysis by the Legislative Reference Bureau

Under current law, a school district is guaranteed to receive in each school year at least 85 percent of the amount of state aid that it received in the previous school year. The additional aid is called special adjustment aid. For a school district from which territory is detached to create a new school district, this bill revises the method for calculating special adjustment aid in the second and third school years after the reorganization takes effect using the ratio of retained pupils.

Current law increases a school district's revenue limit, if the average enrollment of the school district in the current and two preceding school years is less than the average enrollment in the three previous school years, by the additional amount that would have been calculated had the decline in enrollment been 25 percent of what it was. This bill also revises the method for calculating the revenue limit of a school district affected by a reorganization described above for the three years immediately following the effective date of the reorganization.

BILL

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 121.105 (2) (am) of the statutes is renumbered 121.105 (2) (am) 1.
2 and amended to read:

3 121.105 (2) (am) 1. If Except as provided in subd. 2., if a school district would
4 receive less in state aid in the current school year before any adjustment is made
5 under s. 121.15 (4) (b) than an amount equal to 85% of the ~~sum~~ amount of the state
6 aid that it received in the previous school year ~~and the adjustment, if any, made, as~~
7 adjusted under s. 121.15 (4) (b) in the current school year, its state aid for the current
8 school year shall be increased to an amount equal to 85% of the state aid received in
9 the previous school year.

10 **SECTION 2.** 121.105 (2) (am) 2. of the statutes is created to read:

11 121.105 (2) (am) 2. If a school district from which territory was detached to
12 create a new school district under s. 117.105 would receive ~~less~~ ^{percent} in state aid in the
13 school year beginning ~~on the~~ ^{percent} first July 1 following the effective date of the
14 reorganization ~~than~~ ^{less} the amount determined as follows, its state aid in the school year
15 beginning on the first July 1 following the effective date of the reorganization shall
16 be increased to an amount equal to 85 percent of the amount determined as follows:

17 a. Divide the school district's membership in the preceding school year by the
18 school district's membership in the 2nd preceding school year.

19 b. Multiply the amount of state aid received by the school district in the
20 preceding school year, as adjusted under s. 121.15 (4) (b) in the current school year,
21 by the quotient under subd. 2. a.

BILL

1 **SECTION 3.** 121.905 (3) (a) 1. of the statutes is amended to read:

2 121.905 (3) (a) 1. Except as provided under ~~subd.~~ subds. 2. and 3., calculate the
3 sum of the amount of state aid received in the previous school year and property taxes
4 levied for the previous school year, excluding property taxes levied for the purpose
5 of s. 120.13 (19) and excluding funds described under s. 121.91 (4) (c), and the costs
6 of the county children with disabilities education board program, as defined in s.
7 121.135 (2) (a) 2., for pupils who were school district residents and solely enrolled in
8 a special education program provided by a county children with disabilities
9 education board in the previous school year.

10 **SECTION 4.** 121.905 (3) (a) 3. of the statutes is created to read:

11 121.905 (3) (a) 3. For a school district from which territory was detached to
12 create a new school district under s. 117.105, for the school year beginning with the
13 effective date of the reorganization, perform the following calculations:

14 a. Calculate the sum under subd. 1. for each of the school districts from which
15 territory was detached to create the new school district.

16 b. For each of those school districts, divide the result in subd. 3. a. by the
17 number of pupils enrolled in that school district in the previous school year.

18 c. For each of those school districts, multiply the result in subd. 3. b. by the
19 number of pupils enrolled in that school district in the previous school year who did
20 not reside in territory that was detached to create the new school district.

21 **SECTION 5.** 121.905 (3) (b) 1. of the statutes is amended to read:

22 121.905 (3) (b) 1. Except as provided under ~~subd.~~ subds. 2. and 3., divide the
23 result in par. (a) 1. by the sum of the average of the number of pupils enrolled in the
24 3 previous school years and the number of pupils enrolled who were school district

BILL

1 residents and solely enrolled in a special education program provided by a county
2 children with disabilities education board program in the previous school year.

3 **SECTION 6.** 121.905 (3) (b) 3. of the statutes is created to read:

4 121.905 (3) (b) 3. For a school district from which territory was detached to
5 create a new school district under s. 117.105, for the school year beginning with the
6 effective date of the reorganization, divide the result in par. (a) 3. by the number of
7 pupils who in the previous school year were enrolled in the school district and who
8 did not reside in territory that was detached to create the new school district; for the
9 school year beginning on the first July 1 following the effective date of the
10 reorganization, divide the result in par. (a) 3. by the number of pupils enrolled in the
11 previous school year; and for the school year beginning on the 2nd July 1 following
12 the effective date of the reorganization, divide the result in par. (a) 3. by the average
13 of the number of pupils enrolled in the 2 previous school years.

14 **SECTION 7.** 121.91 (2m) (s) of the statutes is created to read:

15 121.91 (2m) (s) 1. Notwithstanding par. (e), if territory is detached from a
16 school district to create a new school district under s. 117.105, the revenue limit
17 under this section of the school district from which territory is detached for the school
18 year beginning with the effective date of the reorganization shall be determined as
19 follows except as provided in subs. (3) and (4):

20 a. Divide the result under s. 121.905 (3) (a) 3. by the number of pupils who in
21 the previous school year were enrolled in the school district and who did not reside
22 in territory that was detached to create the new school district.

23 b. Add an amount equal to the amount of revenue increase per pupil allowed
24 under this subsection for the previous school year multiplied by the sum of 1.0 plus

BILL

1 the allowable rate of increase under s. 73.0305 expressed as a decimal to the result
2 under subd. 1. a.

3 c. Multiply the result under subd. 1. b. by the number of pupils who in the
4 previous school year were enrolled in the school district and who did not reside in the
5 detached territory, or by the number of pupils enrolled in the school district in the
6 current school year, whichever is greater.

7 2. If territory is detached from a school district to create a new school district
8 under s. 117.105, the following adjustments to the calculations under par. (e) apply
9 to the school district from which territory is detached for the 2 school years beginning
10 on the July 1 following the effective date of the reorganization:

11 a. For the school year beginning on the first July 1 following the effective date
12 of the reorganization, the number of pupils in the previous school year shall be used
13 under par. (e) 1. instead of the average of the number of pupils in the 3 previous school
14 years; and for the school year beginning on the 2nd July 1 following the effective date
15 of the reorganization, the average of the number of pupils in the 2 previous school
16 years shall be used under par. (e) 1. instead of the average of the number of pupils
17 in the 3 previous school years.

18 b. For the school year beginning on the first July 1 following the effective date
19 of the reorganization the average of the number of pupils in the current and the
20 previous school year shall be used under par. (e) 4. instead of the average of the
21 number of pupils in the current and the 2 preceding school years.

22 **SECTION 8.** 121.91 (4) (f) 1. of the statutes is amended to read:

23 121.91 (4) (f) 1. ~~For~~ Except as provided in subd. 1m., for the 1999–2000 school
24 year or any school year thereafter, if the average of the number of pupils enrolled in
25 the current and the 2 preceding school years is less than the average of the number

BILL

1 of pupils enrolled in the 3 previous school years, the limit otherwise applicable under
2 sub. (2m) (e) is increased by the additional amount that would have been calculated
3 had the decline in average enrollment been 25% of what it was.

4 **SECTION 9.** 121.91 (4) (f) 1m. of the statutes is created to read:

5 121.91 (4) (f) 1m. If territory is detached from a school district to create a new
6 school district under s. 117.105, all of the following apply to the school district from
7 which territory was detached and to the new school district:

8 a. In the school year in which the school district reorganization takes effect,
9 subd. 1. does not apply.

10 b. For the school year beginning on the first July 1 following the effective date
11 of the school district reorganization, if the number of pupils enrolled in that school
12 year is less than the number of pupils enrolled in the previous school year, the limit
13 otherwise applicable under sub. (2m) (e) is increased by the additional amount that
14 would have been calculated had the decline in enrollment been 25 percent of what
15 it was.

16 c. For the school year beginning on the 2nd July 1 following the effective date
17 of the school district reorganization, if the average of the number of pupils enrolled
18 in that school year and the previous school year is less than the average of the
19 number of pupils enrolled in the 2 previous school years, the limit otherwise
20 applicable under sub. (2m) (e) is increased by the additional amount that would have
21 been calculated had the decline in average enrollment been 25 percent of what it was.

6-21 → 22 **SECTION 10. Initial applicability.**

23 (1) This act first applies to school district reorganizations that take effect on
24 July 1, 2006.

25 (END)

4-13

Section #. 121.91 (2m) (r) 2. b. of [✓]the statutes is amended to read:

121.91 (2m) (r) 2. b. For the school year beginning on the first July 1 following the effective date of the reorganization the average of the number of pupils in the current and the previous school years shall be used under ~~pars. (e) 4., (d) 4. and (e) 3.~~ ^{par. 4.} instead of the average of the number of pupils in the current and the 2 preceding school years.

History: 1993 a. 16; 1995 a. 27 ss. 4108m to 4114, 9145 (1); 1997 a. 27, 113, 164, 237, 286; 1999 a. 9, 17, 19, 32, 182; 2001 a. 16; 2005 a. 25.

6-21

Section #. 121.91 (4) (f) 2. of the statutes is amended to read:

121.91 (4) (f) 2. Any additional revenue received by a school district as a result of ^{subd. 1.}~~subd. 1.~~ shall not be included in the base for determining the school district's limit under sub. (2m) (e) for the following school year.

History: 1993 a. 16; 1995 a. 27 ss. 4108m to 4114, 9145 (1); 1997 a. 27, 113, 164, 237, 286; 1999 a. 9, 17, 19, 32, 182; 2001 a. 16; 2005 a. 25.

Northrop, Lori

To: Sen.Olsen
Subject: LRB 05-3781/5 attached as requested
Attachments: 05-3781/5



05-37815.pdf

Lori Northrop
Program Assistant
State of WI Legislative Reference Bureau
1 East Main Suite 200
Madison, WI., 53703
Phone 266-3561 fax 264-6948